

**SUPREME COURT MINUTES
FRIDAY, JUNE 10, 2005
SAN FRANCISCO, CALIFORNIA**

S127245

BARTON (JACK L.) ON H.C.
Petition ordered withdrawn

pursuant to written request of petitioner.

S132978

B173677 Second Appellate District,
Division Four

PEOPLE v. MACKEY

Time extended to grant or deny review

to July 18, 2005

S133198

B171105 Second Appellate District,
Division Three

PEOPLE v. REYES

Time extended to grant or deny review

to July 20, 2005

S133229

F045788 Fifth Appellate District

B. (ELIZABETH), IN RE

Time extended to grant or deny review

to July 20, 2005

S133289

B175356 Second Appellate District,
Division Five

PEOPLE v. KNOWLES

Time extended to grant or deny review

to July 21, 2005

S129852

B166937 Second Appellate District,
Division Six

PEOPLE v. GILES

Extension of time granted

to July 9, 2005 for respondent to file the Answer
Brief on the Merits

B177734 Second Appellate District

KINDRED v. VANDERGRIFT et al.

Extension of time granted on the Court's own motion

The time for granting review on the court's own
motion is hereby extended to and including
July 11, 2005. (Cal. Rules of Court, rule
28.2(c).)

S112151**ESAU ON DISCIPLINE**

Probation revoked

Good cause having been shown, it is hereby ordered that probation is revoked, the previously ordered stay of execution of suspension in the above entitled matter is lifted, and **Gregory D. Esau, State Bar No. 111487**, must be actually suspended from the practice of law for six months. It is further ordered that respondent comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S121073**CASTRELLON ON DISCIPLINE**

Probation revoked

Good cause having been shown, it is hereby ordered that probation is revoked, the previously ordered stay of execution of suspension in the above entitled matter is lifted, and **SUE ELLEN CASTRELLON, State Bar No. 128823**, must be actually suspended from the practice of law for three years and until she has shown proof satisfactory to the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct. Credit toward the period of actual suspension will be given for the period of involuntary inactive enrollment which commenced on February 9, 2005 (Bus. & Prof. Code, § 6007(d)(3)). Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and payable in accordance with Business and Professions Code section 6140.7.

S121237**TANNER ON DISCIPLINE**

Probation revoked

Good cause having been shown, it is hereby ordered that probation is revoked and reinstated on the same terms and conditions as previously imposed in S121237 (02-O-15910), the previously ordered stay of execution of suspension in the above entitled matter is lifted, and **MARTIN S. TANNER, State Bar No. 129114**, must be actually suspended from the practice of law for one year and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct. Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

S125499**WAHL ON DISCIPLINE**

Probation modified

It is ordered that the probation previously ordered in S125499 (00-O-14983) be extended until September 24, 2007, as recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on March 11, 2005. Costs are awarded to the State Bar pursuant to Business & Professions Code section 6086.10 and payable in equal installments for membership years 2006 and 2007.

S132490**PERRY ON DISCIPLINE**

Recommended discipline imposed

It is ordered that **TIMOTHY FRANCIS PERRY, State Bar No. 77738**, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation recommended by

the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on February 2, 2005. Costs are awarded to the State Bar and one-half of said costs must be added to and become part of the membership fees for the years 2006 and 2007. (Bus. & Prof. Code section 6086.10.)

S132494**MELTON ON DISCIPLINE**

Recommended discipline imposed

It is ordered that **Michael J. Melton, State Bar No. 48323**, be suspended from the practice of law for six months, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on February 17, 2005. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar, and one-third of the costs must be added to and become a part of respondent's annual State Bar membership fees for the years 2006, 2007, and 2008. (Bus. & Prof. Code, § 6086.10.)

S132495**O'KEEFE ON DISCIPLINE**

Recommended discipline imposed

It is ordered that **CHRISTOPHER JAMES O'KEEFE, State Bar No. 165197**, be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for one year on condition that he be actually suspended for 60 days. **Christopher James O'Keefe** is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed February 1, 2005. It is further ordered that he take and pass the

Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

S132498

JOHNSON ON DISCIPLINE

Recommended discipline imposed

It is ordered that **PETER SHAWN JOHNSON, State Bar No. 189710**, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be actually suspended from the practice of law for 90 days and until the State Bar Court grants a motion to terminate his actual suspension pursuant to rule 205 of the Rules of Procedure of the State Bar of California as recommended by the Hearing Department of the State Bar Court in its decision filed on January 14, 2005, as modified by its order filed on February 24, 2005. Respondent is also ordered to comply with the conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for terminating his actual suspension. If respondent is actually suspended for two years or more, he must remain actually suspended until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. It is further ordered that respondent take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of his actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that respondent comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days,

respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.
*(See Bus. & Prof. Code, § 6126, subd. (c).)

S132500**OWUOR ON DISCIPLINE**

Recommended discipline imposed

It is ordered that **Williams Oranga Owuor, State Bar No. 207497**, be suspended from the practice of law for two years, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on February 1, 2005. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business & Professions Code section 6086.10 and payable in equal installments for membership years 2006 and 2007.

S132502**FIEGEL ON DISCIPLINE**

Recommended discipline imposed

It is ordered that **STEPHEN MARK FIEGEL, State Bar No. 147755**, be suspended from the practice of law for two years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including six months actual suspension, recommended by the Hearing Department of the State Bar Court in its Order Approving

Stipulation filed on February 2, 2005. It is further ordered that he comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.
*(See Bus. & Prof. Code, § 6126, subd. (c).)

S134390**COOK ON RESIGNATION**

Resignation accepted with disc. proceeding pending

The voluntary resignation of **George R. Cook, State Bar No. 91777**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.
*(See Bus. & Prof. Code, § 6126, subd. (c).)

S134391**FLEMING ON RESIGNATION**

Resignation accepted with disc. proceeding pending

The voluntary resignation of **Clarence Edwin Fleming, State Bar No. 24762**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

S134393**MCCAMPBELL ON RESIGNATION**

Resignation accepted with disc. proceeding pending

The voluntary resignation of **DANIEL J. MCCAMPBELL, State Bar No. 117047**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S134397**MACHADO ON RESIGNATION**

Resignation accepted with disc. proceeding pending

The voluntary resignation of **LAZARO JESUS MACHADO, State Bar No. 134209**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Bus. & Prof. Code, § 6126, subd. (c).)